

**THE UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF MICHIGAN
SOUTHERN DIVISION**

VISUAL INTERACTIVE PHONE
CONCEPTS, INC.,

Plaintiff,

v.

SAMSUNG TELECOMMUNICATIONS
AMERICA, LLC; SAMSUNG INFORMATION
SYSTEMS AMERICA, INC.; SAMSUNG
ELECTRONICS AMERICA, INC.; SAMSUNG
SDS AMERICA, INC.,

Defendants.

Civil Action No.: 11-12945 LPZ-LJM

Hon. Lawrence P. Zatkoff

Mag. Judge Laurie J. Michelson

STIPULATION AND ORDER OF DISMISSAL

The parties to this action, through their undersigned counsel and pursuant to Rule 41(a) of the Federal Rules of Civil Procedure, hereby stipulate and agree that this action, and all claims and counterclaims that have been asserted therein, shall be, and the same hereby are, dismissed without prejudice and without costs or fees to any party.

The parties further agree that if either party subsequently commences a new action arising out of or relating to the claims or defenses asserted in this action, absent written agreement of the parties otherwise, that action shall be brought in the Eastern District of Michigan and the Undersigned shall retain jurisdiction.

IT IS SO ORDERED.

Date: December 27, 2013

s/Lawrence P. Zatkoff

Hon. Lawrence P. Zatkoff

Dated: Farmington Hills, Michigan
December 12, 2013

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Dated: Detroit, Michigan
December 13, 2013

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